




*TeeVee Toons, Inc.*, 555 F.3d 949, 957 (11th Cir. 2009) (quotation marks omitted). Rather, reconsideration is available only “when a party presents the court with evidence of an intervening change in controlling law, the availability of new evidence, or the need to correct clear error or manifest injustice.” *Summit Medical Center of Alabama, Inc. v. Riley*, 284 F. Supp. 2d 1350, 1355 (M.D. Ala. 2003). Mr. Smith has not met the standard for reconsideration.

For the most part, Mr. Smith’s motion reiterates the same allegations that he made in his complaint and amended complaint. (*See* Doc. 4). The court has already considered those allegations in dismissing the amended complaint for failure to state a claim. (*See* Doc. 6); *Wilchombe*, 555 F.3d at 957. Mr. Smith does allege some facts that happened after the dismissal of his amended complaint. (Doc. 8 at 1). Even considering the new allegations, however, Mr. Smith’s amended complaint remains deficient. Reconsideration is therefore not warranted and the court **DENIES** the motion.

**DONE** and **ORDERED** this July 6, 2021.



---

**ANNEMARIE CARNEY AXON**  
UNITED STATES DISTRICT JUDGE